

1 UNITED STATES BANKRUPTCY COURT

2 EASTERN DISTRICT OF NEW YORK

3 Case No. 8-16-75545-reg

4 - - - - - x

5 In the Matter of:

6

7 DOWLING COLLEGE,

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9 Debtor.

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12 United States Bankruptcy Court

13 290 Federal Plaza

14 Central Islip, New York 11722

15

16 May 6, 2019

17 1:42 PM

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21 B E F O R E :

22 HON ROBERT E. GROSSMAN

23 U.S. BANKRUPTCY JUDGE

24

25 ECRO: UNKNOWN

1 HEARING re [705] Motion to Authorize/Direct Post-  
2 Confirmation Trustee's Application for Order Approving  
3 Termination of Contract with Official Noticing and Claims  
4 Agent by Anthony C Acampora on behalf of Ronald J. Friedman,  
5 Esq., the Post-Confirmation Trustee.

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25 Transcribed by: Sonya Ledanski Hyde

1 A P P E A R A N C E S :

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3 SILVERMAN ACAMPORA LLP

4 Attorneys for Unsecured Creditor Trust

5 100 Jericho Quadrangle, Suite 300

6 Jericho, NY 11753

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8 BY: BRIAN POWERS

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1 P R O C E E D I N G S

2 CLERK: Robert E. Grossman presiding.

3 THE COURT: Good afternoon. Please be seated.

4 CLERK: Matter 48, Dowling College.

5 MR. POWERS: Good afternoon, Your Honor. Brian  
6 Powers, Silverman Acampora, for the Dowling College

7 Creditors' Trust. Your Honor, we're here today on the --

8 THE COURT: Bring me up to date on the case.

9 MR. POWERS: On what specifically, Your Honor?

10 THE COURT: What's going on?

11 MR. POWERS: As far as I know, we're -- Your  
12 Honor's been brought up to speed with everything that I'm  
13 aware of. I don't know necessarily what's happened in that  
14 interim.

15 THE COURT: I had a bet that they were going to  
16 send somebody in who knew nothing, and I won the bet. You  
17 guys are unbelievable, unbelievable. There's actually no  
18 point in talking to you because you don't know anything.  
19 But this is -- I'm at a loss.

20 Okay. On this ridiculous motion, why do you guys  
21 want to get rid of a company that's only role is to do  
22 mailings. You want to do an in-house? The law firm is  
23 going to do the mailings?

24 MR. POWERS: Well, Your Honor, we do handle those  
25 routinely when we represent Chapter 7 Trustees in larger

1 cases, so we do have the infrastructure.

2 THE COURT: This is a larger case. It's just you  
3 don't do anything in it. But assuming you actually were to  
4 do anything in the case, it's got a lot of creditors, which  
5 I assume -- well, I shouldn't assume -- hopefully, will get  
6 some distributions.

7 Now, you want to take all the files from this  
8 company that does it, bring it in-house and do it inside.  
9 Put the bottle down. You're not running a marathon.

10 So you want to do this inside. I don't even care.  
11 This is the least of my problems with you guys. There's no  
12 objection, so we'll grant the motion.

13 MR. POWERS: Thank you.

14 THE COURT: Don't come back here again without  
15 somebody who can tell me where this case is going, or I'm  
16 going to make you come back every two weeks.

17 MR. POWERS: I apologize, Your Honor, for --

18 THE COURT: It's not your fault. You didn't do  
19 it. I know exactly who's doing it and it's not you. This  
20 is -- I'm not angry at you at all. You're just the  
21 sacrificial lamb, so don't take it personally. Trust me, it  
22 has nothing to do with you.

23 MR. POWERS: Understood.

24 THE COURT: I knew this was going to happen. I  
25 knew who's doing it. And you can remind your firm, for the

1 fourth time, I have approved no final fees in that case.

2 MR. POWERS: Understood.

3 THE COURT: It's \$840,000 give or take. I have  
4 approved not one penny as a final fee. I just want to keep  
5 making that on the record, so everybody understands it. And  
6 I don't want any surprises if some day by, for some reason,  
7 people have to disgorge funds.

8 MR. POWERS: Understood, Your Honor.

9 THE COURT: Don't test me with not having those  
10 funds. Court will grant the motion.

11 MR. POWERS: Thank you.

12 (Whereupon these proceedings were concluded at  
13 01:45 PM)

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I N D E X

RULINGS

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Termination of Contract with Official		
Noticing and Claims Agent Granted		

C E R T I F I C A T I O N

I, Sonya Ledanski Hyde, certified that the foregoing  
transcript is a true and accurate record of the proceedings.

Sonya

Ledanski Hyde

Digitally signed by Sonya Ledanski  
Hyde  
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Date: May 16, 2019



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